

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

VICTOR ETTERSON,

Plaintiff,

v.

Civil Action No. **3:16CV678**

RIVERSIDE REGIONAL JAIL, et al.,

Defendants.

MEMORANDUM OPINION

On September 15, 2016, the Court conditionally docketed Plaintiff's action. Plaintiff requested leave to proceed *in forma pauperis*. By Memorandum Order entered on October 20, 2016, the Court directed Plaintiff to pay an initial partial filing fee of \$4.49 or state under penalty of perjury that he did not have sufficient assets to pay such a fee within eleven (11) days of the date of entry thereof. *See* 28 U.S.C. § 1915(b)(1). Plaintiff has neither paid the initial partial filing fee nor averred that he cannot pay such a fee. Therefore, Plaintiff is not entitled to proceed *in forma pauperis*. Plaintiff's disregard of the Court's directives warrants dismissal of the action. Accordingly, the action will be DISMISSED WITHOUT PREJUDICE.

An appropriate order shall issue.

Date: 11/28/16
Richmond, Virginia

/s/
John A. Gibney, Jr.
United States District Judge